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Attorneys for Defendants STEC, Inc.,
Manouch Moshayedi, Mehrdad Moshayedi,
Raymond D. Cook, and Rajat Bahri

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

WEST VIRGINIA LABORERS'
TRUST FUND, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

v.

STEC, INC., MANOUCH
MOSHAYEDI, MEHRDAD
MOSHAYEDI, RAYMOND D.
COOK, RAJAT BAHRI, BARCLAYS
CAPITAL INC., DEUTSCHE BANK
SECURITIES, INC., J.P. MORGAN
SECURITIES, INC., and
OPPENHEIMER & CO., INC.,

Defendants.

CASE NO: SACV 11-01171 JVS (MLGx)

**STIPULATION TO EXTEND TIME
TO RESPOND TO INITIAL
COMPLAINT**

Original Filing Date:

September 12, 2011

[PROPOSED] Filing Date:

Thirty days after the Court rules on
Plaintiff's motion to remand

STIPULATION

WHEREAS on July 1, 2011, Plaintiff the West Virginia Laborers' Trust Fund filed a Complaint For Violations Of The Federal Securities Laws (the "Complaint") in the Superior Court of Orange County, California alleging violations of the Securities Act of 1933;

WHEREAS on August 4, 2011, Defendants STEC, Inc., Manouch Moshayedi, Mehrdad Moshayedi, Raymond D. Cook, and Rajat Bahri (the "STEC Defendants") removed this case to the United States District Court for the Central District of California, Southern Division;

WHEREAS Defendants Barclays Capital Inc., Deutsche Bank Securities, Inc., J.P. Morgan Securities, Inc., and Oppenheimer & Co., Inc. (the "Underwriter Defendants") are also named in the Complaint;

WHEREAS Plaintiff intends to file a motion to remand this case back to the Superior Court of Orange County, California;

WHEREAS the parties have conferred and agree that it would be potentially wasteful to litigate the sufficiency of the Complaint prior to knowing whether this case will remain in federal court;

WHEREAS under Federal Rule of Civil Procedure 81(c), Defendants were required to respond to the Complaint on or before August 11, 2011;

WHEREAS to ensure that this deadline did not pass while the federal proceeding was initiated and assigned to a judge, the parties filed an earlier stipulation to extend the time to respond to the initial Complaint an initial thirty (30) days in accordance with Local Rule 8-3;

WHEREAS the deadline for Defendants to respond to the Complaint is now September 12, 2011; and

WHEREAS the parties have conferred and agree that the deadline for Defendants to respond to the Complaint should be extended to thirty (30) days after the Court rules on Plaintiff's motion to remand.


1 THEREFORE IT IS STIPULATED AND AGREED that:

2 1. The deadline for Defendants to respond to the Complaint should be
3 extended to thirty (30) days after the Court rules on Plaintiff's motion to remand.
4

5
6 IT IS SO STIPULATED.
7

8 DATED: August // , 2011


LATHAM & WATKINS LLP

9
10 By 
11 Christopher W. Johnstone

12 *Attorneys for Defendants STEC,*
13 *Inc., Manouch Moshayedi, Mehrdad*
14 *Moshayedi, Raymond D. Cook, and*
Rajat Bahri

15 DATED: August 3, 2011

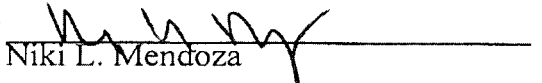
BINGHAM MCCUTCHEN LLP

16
17 By 
18 John B. Pernick

19 *Attorneys for Defendants Barclays*
20 *Capital Inc., Deutsche Bank*
21 *Securities, Inc., J.P. Morgan*
22 *Securities, Inc., and Oppenheimer &*
Co., Inc.

23 DATED: August 3, 2011

BERNSTEIN LITOWITZ BERGER
& GROSSMANN LLP

24
25
26 By 
Niki L. Mendoza

27 *Attorneys for Plaintiff The West*
28 *Virginia Laborers' Trust Fund*